

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

751J0593

HOUSE APPROPRIATIONS COMMITTEE ENGROSSED

NO. **HB 1285** - 02/10/2004

Introduced by: Representatives Nesselhuf, Cutler, Hennies, O'Brien, Olson (Ryan), and
Weems and Senators Sutton (Dan), Albers, and Greenfield

1 FOR AN ACT ENTITLED, An Act to affect the premiums for persons with guarantee issue
2 health plans.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 58-17 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any carrier of an in force individual health benefit plan issued in accordance with § 58-17-
7 85 prior to August 1, 2003, for which rates are established pursuant to § 58-17-75, who set and
8 charged a premium rate increase as authorized by § 58-17-142, shall report that premium rate
9 increase to the division. Only that portion of any premium rate increase attributable to the
10 enactment of § 58-17-142 may be included in the report required by this section. The reported
11 amount shall be paid to the carrier pursuant to section 2 of this Act. No carrier may charge the
12 reported amount to the insured.

